

Message

From: John.Bilderback@agri.idaho.gov [John.Bilderback@agri.idaho.gov]
Sent: 7/22/2014 10:55:37 PM
To: Barry.Burnell@deq.idaho.gov
Subject: RE: Complaint Investigation of Alleged Discharge

Andy called me back .. that is the 5 mile drain that the McFadden / McFaddan / Teeter Drain enters. The 5 Mile Drain meets with the 10 mile drain, then the 10 mile meets to the 15 mile drain. He wasn't sure the exact point that drain terminates to the Boise River, but understands that it does.

From: John Bilderback
Sent: Tuesday, July 22, 2014 11:41 AM
To: 'Barry.Burnell@deq.idaho.gov'
Subject: RE: Complaint Investigation of Alleged Discharge

Barry ...

I can send you more photos if needed. I took some photos up gradient on the drainage ditch and other photos too. Because I wanted to get these photos to you as soon as I could, I just put together the most important ones to best describe the situation.

Responses:

- 1) Randy Lindley — [Ex. 6 Personal Privacy (PP)]'s his cell number. Michael's [Ex. 6 Personal Privacy (PP)] cell number is: [Ex. 6 Personal Privacy (PP)]
He runs about 500 head of cattle on the facility per our latest inspection (Feb 18, 2014) so he would not be considered a large CAFO for EPA. He would be in the medium CAFO size range per 40 CFR 122.23. For Idaho, the Lindley Dairy is permitted and must follow the rules associated with dairying in Idaho including Rules Governing Dairy Waste. However, in this particular instance he is exporting his waste water to a third party farmer.
 - a) I called Mr. Lindley on Friday afternoon, about 4 PM. He said he was getting parts, and didn't know they were land applying. He said he had talked to the farmer about not allowing this to happen. He asked if I shut off the pump, and I said no. He said he would go shut off the pump. I just called Carma about the drainage ditch names, and she said the discharge was still occurring on Saturday.
- 2) I believe the drainage ditch terminates into the Boise River. The complainant [Ex. 6 PP / Ex. 7(C)/7(D)] said that drainage ditch is called the Teeter Drain [Ex. 6 PP / Ex. 7(C)/7(D)] but it may have been renamed to the McFaddan / McFadden drainage ditch. [Ex. 6 PP / Ex. 7(C)/7(D)] thought the drainage ditch that it drains into is called 5 or 7 mile creek. I have a call into Andy Matteson with Nampa Meridian Irrigation District to see if he knows the answer. It's the same drain that runs adjacent to Meridian's Ten Mile Sewer Treatment plant.
- 3) I tested the 6 samples for Nitrate Nitrogen, Ammonia Nitrogen, Total Coliform, and Total e.Coli. The samples were placed on ice in the field and taken to Analytical Labs in Boise for testing.
- 4) Verify with Randy, but in the NMP, the export of waste agreement is with a Mr. Domingo Asumendi.

Let me know what else you may need.

Thanks,

John

From: Barry.Burnell@deq.idaho.gov [mailto:Barry.Burnell@deq.idaho.gov]

Sent: Tuesday, July 22, 2014 10:05 AM

To: John Bilderback

Subject: RE: Complaint Investigation of Alledged Discharge

John:

I have reviewed the powerpoint and the videos. I have a couple of questions:

1. Does this dairy qualify as a CAFO under ISDA/EPA regulations? Can I get the contact information for Randall Lindley?
2. What do you know about the drainage ditch into which the wastewater is discharged? From following the drainage ditch on Google Earth it appears to drain into the Boise River. There are two transition points where it looks to discharge into a second drain or tributary. Where does the drainage ditch discharge?
3. One of the questions we are asking is do we have a violation of criteria in the receiving water (critieria are e.coli, ammonia, etc...). I don't recall if e. coli was one of the tests being run. I think I recall you saying total and fecal coliform. I suppose it's too late to run the samples for e.coli. You'll forward over the sample results when you get them.
4. Do you know the name of the farmer that owns the wheat field to the north? We'll need to contact them.

Thanks

Barry

From: John Bilderback [mailto:John.Bilderback@agri.idaho.gov]

Sent: Monday, July 21, 2014 11:02 AM

To: Barry Burnell

Subject: Complaint Investigation of Alledged Discharge

Barry,

See attached – I didn't include all the photos, but I think this will give you a good idea of the situation.

Let me know if you have questions.

I took some video from my cell phone too and I'll bring a CD over with those.

Thanks,

John

John P. Bilderback, P.E.

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